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5 Attorneys for Plaintiffs

6 **UNITED STATES DISTRICT COURT**

7 **EASTERN DISTRICT OF CALIFORNIA**

8
9 ANTHONY GALLEY, Deceased, by and through
his Co-Successors in Interest, P.P. and B.P.,
10 minors, through their mother and Next Friend,
Christina O'Neal, Individually and as Co-
11 Successors in Interest for ANTHONY GALLEY,
Deceased,

12 Plaintiffs,
13 vs.

14 COUNTY OF SACRAMENTO, a public entity;
15 FORMER SACRAMENTO COUNTY SHERIFF
16 SCOTT R. JONES, in his individual capacity; Jail
Commander ANTHONY PAONESSA, Jail
17 Medical Director VEER BABU, M.D., MAXIM
HEALTHCARE SERVICES, INC. dba MAXIM
18 STAFFING SOLUTIONS, a Maryland
Corporation; MAXIM HEALTHCARE
19 STAFFING SERVICES, INC., a Maryland
Corporation; ERICA WOODS, R.N., and DOES
20 1-20; individually, jointly, and severally,

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22 Defendants.
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Case No. 2:23-cv-00325-WBS-AC

**STIPULATION AND ORDER TO
MODIFY SCHEDULING ORDER
(ECF NO. 76)**

1 All parties, by and through their respective attorneys of record, hereby stipulate and request
2 that this Court briefly continue pretrial dates in this matter for the following reasons:

3 1. This is a complex civil rights death case based on allegations of Defendants' failure
4 to provide for decedent Anthony Galley's serious medical needs in the Sacramento County Jail,
5 where he died on February 15, 2022. Claims against County Defendants also include allegations
6 that County customs, policies, training and supervision at the jail set in motion the violation(s) of
7 Mr. Galley's rights. Plaintiffs allege that similar issues concerning County practices at the jail have
8 also been raised, both before and after Mr. Galley's death, in the class action entitled *Mays v.*
9 *County of Sacramento*, E.D. Cal. Case No. 2:18-cv-02081-TLN-CSK, and the Consent Decree and
10 Remedial Plan in that case. Mr. Galley is survived by his two minor children, Plaintiffs P.P. and
11 B.P.

12 2. Defendants are represented by three groups of separate counsel, complicating
13 scheduling of depositions.

14 3. This case was filed on February 23, 2023. County Defendants and Maxim
15 Defendants filed *seriatim* motions to dismiss that were not resolved until September 19, 2023.
16 (ECF 45). The Maxim Defendants answered the First Amended Complaint on November 2, 2023.
17 (ECF 48).

18 4. Since that time, the parties have exchanged voluminous documents both directly and
19 by subpoena. The parties have met and conferred repeatedly concerning document production, to
20 resolve issues without the need for motion practice. The parties are represented by experienced
21 counsel who are working cooperatively in this matter.

22 5. Plaintiffs have completed the depositions of Defendants Erica Woods, RN, and Veer
23 Babu, MD. Defendants have completed depositions of several correctional officers at the
24 Sacramento County Jail. Ms. Woods' deposition required two sessions due to technical difficulties

1 in counsel's office for Maxim and Ms. Woods. The parties had difficulty scheduling Dr. Babu's
2 deposition, as he is no longer employed by the County, due to scheduling conflicts for him and
3 between counsel. His deposition occurred on September 10, 2025. The parties have had to
4 continue depositions of the County's and Maxim's Rule 30(b)(6) Persons Most Knowledgeable.

5 6. In addition, the parties had scheduled a mediation in this case with mediator Richard
6 Copeland, on November 18, 2025. Unfortunately, that mediation had to be rescheduled because
7 Plaintiffs' counsel, Michael Haddad and Julia Sherwin, were in a long wrongful death trial that
8 lasted longer than expected, starting from October 30, 2025, and concluding on December 3, 2025.
9 (Garcia v. County of Napa, Napa Sup. Ct. No. 23CV000234).

10 7. Mr. Copeland's available mediation dates conveyed at the time the mediation had to
11 be rescheduled did not work for defense counsel. On December 3, 2025, Plaintiffs' counsel
12 obtained new dates from Mr. Copeland and conveyed them to defense counsel, who are checking
13 their clients' availability. Mr. Copeland's services are in high demand, and his earliest available
14 mediation dates are in March and April 2026. The mediation has been scheduled for April 8, 2026,
15 the earliest date that works for Mr. Copeland and all parties.

16 8. Based on Dr. Babu's deposition testimony, Plaintiffs intend to amend the complaint
17 to add the County's jail Nursing Director, Pamela Gandy-Rosemond, RN, and conduct further
18 depositions. The parties previously stipulated to postpone the amendment and further depositions
19 because they would not be necessary if the parties were able to mediate and settle this matter at the
20 mediation on November 18 that had to be continued. Since the earliest possible mediation will not
21 take place for months, the parties will resume discovery and Plaintiffs will file an amended
22 complaint to add Ms. Gandy-Rosemond as a Defendant.

23 9. Ms. Gandy-Rosemond needs time to appear and file a responsive pleading.

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1 10. Individuals and parties still needing to be deposed include: Plaintiffs and/or their
 2 mother, Defendant Jail Commander Paonessa, possibly Defendant Sheriff Scott Jones, Nursing
 3 Director Pamela Gandy-Rosemond after she is added as a Defendant, inmates present in Mr.
 4 Galley's holding cell during his incarceration, Mr. Galley's medical treaters at the hospital,
 5 Sacramento County's forensic pathologist, possibly some *Mays* counsel, the *Mays* Court-Ordered
 6 Monitor, Maxim and the County's Persons Most Knowledgeable concerning nursing training, and
 7 the County's Persons Most Knowledgeable concerning changes made to nursing policies and
 8 protocols under the *Mays* consent decree at that time, history of known medical and staffing issues
 9 at the jail, and issues raised in *Mays* Court-Ordered Monitors' reports both before and after Mr.
 10 Galley's death.

12 11. The parties' experts will need time to review the depositions to prepare their reports.

13 12. The parties have consulted the Court, and with guidance from the Court propose the
 14 following schedule:

<u>Event</u>	<u>Current Date</u>	<u>New Date</u>
Expert Disclosures due	January 2, 2026	May 1, 2026
Rebuttal Expert Disclosures	January 23, 2026	May 22, 2026
Discovery Cutoff	February 20, 2026	July 17, 2026
Motion Filing Deadline	March 20, 2026	August 21, 2026
Motion Response Deadline	April 17, 2026	September 25, 2026
Motion Reply Deadline	May 1, 2026	October 5, 2026
Dispositive Motion Hearing	May 11, 2026, 1:30 p.m.	October 26, 2026, 1:30 p.m.
Final Pretrial Conference	June 29, 2026, 1:30 p.m.	January 25, 2027, 1:30 p.m.
Trial	August 18, 2026, 9:00 a.m.	March 30, 2027, 9:00 a.m.

1 For the foregoing reasons, the parties respectfully request that this Court enter an order
2 extending the pretrial dates in this case as set forth above.

3 IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.
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5 Dated: December 8, 2025

HADDAD & SHERWIN LLP

10 Dated: December 12, 2025

BEACH LAW GROUP, LLP

17 Dated: December 11, 2025

PORTER SCOTT, APC

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/s/ *Matthew W. Gross*

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CARL FESSENDEN

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JOHN R. WHITEFLEET

22

MATTHEW W. GROSS

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Attorneys for Defendants

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COUNTY OF SACRAMENTO, Sheriff SCOTT R.
JONES, and Jail Commander ANTHONY

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PAONESSA

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DATED: December 11, 2025

RIVERA HEWITT PAUL LLP

/s/ Kristlenne C. Vicuna

KRISTLENNE C. VICUNA
JONATHAN B. PAUL
Attorneys for Defendant
Veer Babu, M.D.

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ORDER

PURSUANT TO STIPULATION, AND GOOD CAUSE APPEARING, IT IS SO ORDERED.

The pretrial and trial schedules are modified as follow:

<u>Event</u>	<u>Current Date</u>	<u>New Date</u>
Expert Disclosures due	January 2, 2026	May 1, 2026
Rebuttal Expert Disclosures	January 23, 2026	May 22, 2026
Discovery Cutoff	February 20, 2026	July 17, 2026
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Trial	August 18, 2026, 9:00 a.m.	March 30, 2027, 9:00 a.m.

Dated: December 15, 2025


WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE